

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF TEXAS
HOUSTON DIVISION**

**UNITED STATES OF AMERICA §
 §
 §
v. § CRIMINAL NUMBER 09-336
 §
 §
**BRENT A. CARTER and §
MICHAEL N. SWETNAM, JR. §****

GOVERNMENT'S EXHIBIT LIST

The United States may offer the following exhibits:

1. Cover Note, Arial RE, LTD for \$936,000.00
 - 1A. Cover Note, Underwriters at Lloyd's, London for \$936,000.00
 - 1B. Cover Note, Lansdown RE, LTD for \$936,000.00
 - 1C. Financial Services Commission Letter dated 8/18/08 stating no License
 - 1D. Emails between Swetnam, Thompson, Lord
 - 1E. Disbursing Authority for \$936,000.00 approved by Ward Cook
 - 1F. Check #053863 from Valley Baptist to Swetnam Insurance Services for \$936,000.00
 - 1G. Bank Statement and Deposit Ticket to Swetnam's account, \$936,000.00
 - 1H. Check from Swetnam Insurance Services to Brent Carter for \$425,000.00
2. Original Zurich Policy for 06/07 insurance, \$1,460,824.00
 - 2A. Interim Insurance Binder from Swetnam to Valley Baptist for \$2,380,638.42

3. Invoice from Swetnam Insurance to Valley Baptist for \$2,380,638.42
 4. Zurich Policy for 06/07 insurance, \$2,380,638.42
- 4A. Check #055000 from Valley Baptist to Swetnam Insurance Services for \$2,380,638.42
 - 4B. Bank Statement and Deposit Ticket to Swetnam's account, \$2,380,638.42
 - 4C. Cashier's Check No. 20777788 for \$250,000.00 Payable to Brent A. Carter
 - 4D. Cashier's Check No. 20777787 for \$250,000.00 Payable to Joe N. Reagan
 - 4E. Cashier's Check No. 2077786 for \$250,000.00 Payable to David R. Smith
 - 4F. Cashier's Check No. 2077789 for \$150,000.00 Payable to Michael N. Swetnam (\$100,000 remained in Acct)
 - 4G. Accounting distribution of \$2,380,638.42 showing \$250,000 to Swetnam, Carter, Smith Reagan
- 4H. Letter dated 1/22/07 from Swetnam to Valley Baptist re "Commissions" paid by Valley Baptist
5. Invoice from Swetnam to Valley Baptist for \$884,000.00
- 5A. Disbursing Authority for \$884,000.00 approved by Ward Cook
6. Confirmation of Insurance/Assurance Binder, RAC RE, LTD to Valley Baptist for \$884,000.00
- 6B. Bank Statement and Deposit Ticket to Swetnam's Account
- 6C. Cashier's Check #20778593 from Swetnam to B. A. Carter for \$290,242.12
- 6D. Cashier's Check #20778594 from Swetnam to D. R. Smith for \$290,242.12
- 6E. Deposit to Swetnam's Acct *4874 for \$290,242.12

7. Interim Insurance Binder from Swetnam to Valley Baptist for \$2,328,500.00 (plus fees for a total of \$2,521,050.00)
8. Zurich Policy for 07/08 insurance, \$2,328,500.00
 - 8A. Original Zurich Policy for 07/08 insurance, \$1,296,295.00
 - 8B. Invoice from Swetnam to Valley Baptist for \$2,521,050.00
 - 8C. Check #000003 from Valley Baptist to Swetnam Insurance Services for \$2,521,050.00
 - 8D. Bank Statement and Deposit Ticket for \$2,521,050.00
 - 8E. Cashier's Check #20778800 from Swetnam to Brent Carter for \$274,040.90
 - 8F. Cashier's Check #20778799 from Swetnam to Joe Reagan for \$274,040.90
 - 8G. Cashier's Check #20778798 from Swetnam to David Smith for \$274,040.90
 - 8H. Deposit for \$270,000.00 to Swetnam's Account *4874 (less cash out \$4,040.90)
9. Wire Transfer from Swetnam to Zurich American Insurance Company for \$1,314,741.60 re 06/07 premium
10. Wire Transfer from Swetnam to Zurich American for \$1,166,665.50 re 07/08 premium
11. Emails between Swetnam, Carter, Smith, and Reagan
12. Civil Deposition Excerpts
 - 12A. Michael Swetnam Deposition Excerpts
 - 12B. Brent Carter Deposition Excerpts

Respectfully submitted,
JOSE ANGEL MORENO

United States Attorney

By: /s/ Ryan D. McConnell
RYAN D. MCCONNELL
GREGG COSTA
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CERTIFICATE OF SERVICE

I, Ryan D. McConnell, hereby certify that a copy of the foregoing was served on counsel for defendant via the Court's electronic filing system, on this the 3rd day of March, 2010.

/s/ Ryan D. McConnell
RYAN D. MCCONNELL